

Executive Order 2015-06

Authority to Conduct Credit, Criminal, and Other Background Checks

WHEREAS, the Governor of the State of Arizona has statutory authority under Arizona Revised Statutes (A.R.S.) § 41-101, to supervise the official conduct of all executive and ministerial officers and shall have such powers and perform such other duties as devolved upon him by law, and it would be in the best interests of the State to inquire into the character and background of current and prospective gubernatorial appointees and employees of the Office of the Governor; and

WHEREAS, the Office of the Governor hires and appoints individuals who have access to financial data, personnel information, and other confidential and sensitive information and who are involved in criminal justice matters, and it is in the best interests of the State to inquire into the character and fitness of such individuals; and

WHEREAS, the Arizona Administrative Code (A.A.C.), R2-5A-303, provides that an "appointing authority shall not conduct a criminal background check or a credit check on a candidate unless the agency has statutory or executive order authority to conduct such a check"; and

WHEREAS, A.R.S. § 41-1750(G)(5) and Executive Order 88-12, amending in part Executive Order 87-4, authorize the Arizona Department of Public Safety to provide, and the Office of the Governor to receive, criminal history record information as needed to carry out the responsibilities of the Office of the Governor and for the purpose of evaluating the fitness of prospective gubernatorial appointees and employees of the Office of the Governor, in accordance with those rules and regulations issued by the Arizona Department of Public Safety; and

WHEREAS, Executive Order 2014-03, addresses the authority to conduct credit checks and receive criminal history record information in certain specified instances.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, by virtue of the authority vested in me by the Arizona Constitution and pursuant to the requirements of A.A.C. R2-5A-303, hereby authorize, subject to all existing state and federal laws, rules and regulations regarding background checks, the Office of the Governor to conduct background checks, including criminal background checks and credit checks, of any current or prospective gubernatorial appointee or employee of the Office of the Governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.



GOVERNOR

DONE at the Capitol in Phoenix on this 22nd day of July in the year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:



Secretary of State

